



Hearing held on 3/15/2023.

The relief described hereinbelow is SO ORDERED.

Signed March 15, 2023.

A handwritten signature in black ink, appearing to read "H. Mott".

H. CHRISTOPHER MOTT
UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF TEXAS
EL PASO DIVISION

IN RE:)	
)	
A&R CHAVIRA, LLC,)	Case Number 23-30067-hcm
)	
)	
)	Chapter 11
Debtor,)	

**AGREED ORDER GRANTING MOTION OF VEHICLE ACCEPTANCE CORPORATION
FOR RELIEF FROM STAY AGAINST PROPERTY OF THE ESTATE**

On this day, came on to be considered the Motion of Vehicle Acceptance Corporation for Relief From Stay Against Property of the Estate and Waiver of 30-Day Requirement (the "*Motion*") filed by Vehicle Acceptance Corporation ("*VAC*") and the Response thereto filed by A&R Chavira, LLC, the Debtor. VAC asserts a lien on all assets owned by A&R Chavira, LLC, a Texas limited liability company, including but not limited to the vehicles listed on Exhibit "A" attached hereto and proceeds therefrom (the "*Collateral*").

The Court finds that notice of the Motion and the hearing on the Motion was proper and sufficient. Further, the parties to this Agreed Order stipulate that there is cause to lift the automatic stay and agree to

a lifting of the stay. After consideration of the pleadings and finding that the Motion is unopposed, the Court is of the opinion the Motion should be granted and the automatic stay should be lifted.

IT IS THEREFORE ORDERED that:

1. The automatic stay is lifted in all respects as to the VAC. VAC may take possession of and foreclose its lien on the Collateral and all proceeds of and from the Collateral.
2. The fourteen (14) day stay set out in Federal Rule of Bankruptcy Procedure 4001(a)(3) is waived and the VAC may proceed under this Order immediately.
3. This Order shall be valid and subsisting even in the event this case is converted to another chapter of the Bankruptcy Code.

###

**AGREED TO AND APPROVED
AS TO FORM AND SUBSTANCE BY:**

Kemp Smith LLP
221 N. Kansas, Suite 1700
El Paso, Texas 79901
915.533.4424
Attorneys for Vehicle Acceptance Corporation

By: 
James W. Brewer

Miranda & Maldonado, P.C.
5915 Silver Springs, Bldg. 7
El Paso, Texas 79912
Attorneys for the Debtor

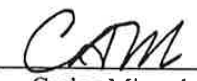
By: 
Carlos Miranda
Attorney for the Debtor

Exhibit "A"

Vehicle	VIN
2019/Ford/F150/Gry46	1FTEW1E56KFB47146
2020/Jeep/Wrangler/Gry84.	1C4HJXDN3LW248484
2017/Ford/Fusion/Gry35	3FA6P0LU8HR123535
2013/Audi/A6/Wht74	WAUGFAFC1DN092374
2016/Hyunda/Gnsis/Gry61.	KMHGN4JE9GU115261
2013/Audi/A5/Wht86	WAULFAFR1DA059286
2015/Nissan/NV1500/Wht07	1N6BF0KLXFN803907
2018/Ford/Focus/Wht37.	1FADP3K24JL262137
2014/Chevy/Camaro/Sivr51.	2G1FB3D39E9160751
2008/Ram/2500/Rd83.	3D7KS28A48G115483
2016/Jeep/Wranglr/Wht53	1C4HJWDG3GL282153
2017/VW/Jetta/Gry33	3VW2B7AJ0HM232333
2018/Kia/Optima/Gry02	5XXGT4L3XJG212102
2016/VW/Golf/Gry65	3VW217AU2GM029665
2014/Chryslr/T&C/Sivr00	2C4RC1GG2ER412800
2012/Audi/A6/Blu76.	WAUGGAFC6CN034076
2016/Acura/MDX/Blk81	5FRYD3H47GB001981
2014/Mits/Lancer/Gry22	JA32W8FV2EU018622
2014/Dodge/Chargr/Wht56	2C3CDXEJ0EH154856
2013/Toyot/Prius/Blu15	JTDKN3DU7D1723515
2012/VW/GLI/Gry8263.	3VW5A7AJ6CM088263
2015/Chrysler/200/Rd10.	1C3CCCAB5FN648410
2014/Audi/A5/Gry91.	WAUCFAFRXEA037191
2013/Audi/Q5/Blk56.	WA1LFAFP0DA054656
2018/Honda/CRV/Blue87	5J6RW2H84JA000987
2013/Jeep/Wrangler/Red83	1C4BJWDG0DL523183
2016/Buick/Regal/Blk56	2G4GR5EX9G9157156
2019/Ford/F150/Gry84	1FTEW1EB4KKC55584
2015/Chevy/Tahoe/Silver99	1GNSCCKC5FR143899
2018/Ford/F150/Wht46	1FTFW1E56JKD33246
2015/Chevy/1500/Sivr55	3GCPCREC9FG365455
2015/Maserat/Ghibl/Blu36.	ZAM57XSA9F1159436

In re:
A&R Chavira, LLC
Debtor

Case No. 23-30067-hcm
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0542-3
Date Rcvd: Mar 15, 2023

User: admin
Form ID: pdfintp

Page 1 of 2
Total Noticed: 4

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Mar 17, 2023:

Recip ID	Recipient Name and Address
db	+ A&R Chavira, LLC, 6900 Gateway Blvd. East, El Paso, TX 79915-1105
cr	+ NextGear Capital, Inc., c/o Padfield & Stout, LLP, Christopher V. Arisco, 420 Throckmorton Street, Suite 1210, Fort Worth, TX 76102-3792
cr	+ Vehicle Acceptance Corporation, c/o Kemp Smith LLP, 221 N. Kansas, Ste. 1700, El Paso, TX 79901-1401

TOTAL: 3

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	Email/Text: sanantonio.bankruptcy@publicans.com	Mar 15 2023 22:11:00	City Of El Paso, Weston Centre, 112 E. Pecan St, Suite 2200, San Antonio, TX 78205

TOTAL: 1

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Mar 17, 2023

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on March 15, 2023 at the address(es) listed below:

Name	Email Address
Carlos A. Miranda	on behalf of Debtor A&R Chavira LLC cmiranda@eptxlawyers.com, wendy@eptxlawyers.com
Christopher V. Arisco	on behalf of Creditor NextGear Capital Inc. carisco@padfieldstout.com, carisco@livepad.com
Don Stecker	

District/off: 0542-3

User: admin

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Date Rcvd: Mar 15, 2023

Form ID: pdfintp

Total Noticed: 4

on behalf of Creditor City Of El Paso don.stecker@lgbs.com

James Randolph Liebler, II

on behalf of Creditor Westlake Flooring Company LLC jrlii@lgplaw.com mkv@lgplaw.com

James W. Brewer

on behalf of Creditor Vehicle Acceptance Corporation jbrewer@kempsmith.com tschoemer@kempsmith.com

United States Trustee - EP12

USTPRegion07.SN.ECF@usdoj.gov

TOTAL: 6